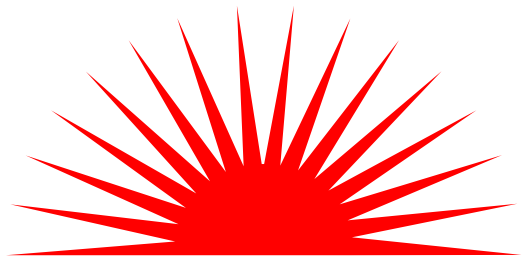




State of Arizona
Department of Education

Tom Horne
Superintendent of
Public Instruction

Special Education Monitoring Alert



November 2004

Alert to Special Education Directors

This is a reminder about what's new under the sun. Amended State rules regarding special education went into effect almost a year ago. This alert is an abbreviated reminder of some of the changes from the "old" rules. Full text of the changes can be found in the back of the new, red Lexis/Nexis or on the ADE website at www.ade.az.gov/ess/resources under What's New.

Definitions added in A.A.C. R7-2-401 (B)

18. Paraeducator	23. Screening	24. Special Education Teacher	25. Suspension
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Evaluation/Reevaluation language changed in A.A.C. R7-2-401 (E)

3. The 60-day timeline requirement was expanded to include reevaluations IF the reevaluation is being done following a parent request.
4. The 60-day timeline can be extended for 30 more days IF it is in the best interest of the child and both the PEA and parents agree in writing to the extension. However, the 30-day extension cannot be used to extend the 3-year reevaluation requirement under IDEA.

Procedural Safeguards language additions in A.A.C R7-2-401 (H)

2. Prior written notice must be issued in a timely manner.

Confidentiality addition in A.A.C R7-2-401 (I)

2. Parents must be informed of the confidentiality requirements of IDEA including storage, disclosure, retention and destruction of personally identifiable.

Approved Special Education Private Schools in A.A.C R7-2-402 (C)

9. Approved schools must administer all mandated statewide assessments for students placed by a public school or on educational voucher.

Special Education Voucher changes in A.A.C R7-2-404

The changes in this section were extensive and were designed to conform rule language to actual ADE procedures.

Extended School Year in A.A.C R7-2-408

- C. ESY eligibility must be determined at least 45 calendar days prior to the last day of the school year.
- D. Schools must offer ESY services if they are necessary to ensure FAPE. Student attendance is not compulsory.

Please refer to actual rule language for the specifics of each change.